

HALL COUNTY BOARD OF SUPERVISORS MEETING SEPTEMBER 7, 2004

The Hall County Board of Supervisors met September 7, 2004, by published call in the county board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Chairman Pamela Lancaster.

INVOCATION - Invocation was given by Pamela Lancaster.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were Scott Arnold, Jim Eriksen, Richard Hartman, Bob Humiston, Bud Jeffries, Pamela Lancaster and Robert Rye. Also present was a representative from the *Grand Island Independent*.

CONSENT AGENDA – Eriksen made a motion and Jeffries seconded to approve the following by consent agenda:

1. Accept and place on file the minutes from the August 24th meeting.
2. 5a Approve Resolution #04-0050 for the stop sign at White Cloud and McGuire Road
3. 5b Approve Resolution #04-0051 for the stop sign at 13th and 60th Road
4. 8 Approve Resolution #04-0052 for the exchange of collateral for Wells Fargo in the amount of \$8,000.000.00
5. 9 Accept and place on file the rider for the public depository bond for the Hall County Treasurer
6. 13 Accept and place on file the 2004 County Inventories
7. 15 place on file communications from regional planning
8. 23 Accept and place on file the office reports from the Hall County Clerk, County Court, Clerk of the District Court and Hall and Howard County Juvenile Services.
9. 24 Accept and place on file the Hall County Treasurer's Miscellaneous Receipts.
10. 25 Accept and place on file communications as received.

Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

OFFICE REPORT HALL COUNTY CLERK AUGUST 2004

TITLE FEES STATE	\$16,309.00
TITLE FEES COUNTY	\$ 8,492.00
RECORDING FEES	\$ 55.00
MARRIAGE LICENSES	\$ 810.00
PHOTO FEES FAX & MISC	\$ 23.60
PLATT BOOKS	\$ 162.00
CERT MARRIAGE LICENSES	\$ 110.00
TIME CARD FEES	\$ 0
TOTAL	\$25,961.60

OFFICE REPORT
HALL COUNTY JUVENILE SERVICES
AUGUST 2004

JUVENILE REFERRALS	43 JUVENILES
JUVENILE OFFENDERS	2 JUVENILE
JUVENILE HOUSE ARREST	1 JUVENILES
TOTAL UNDER SUPERVISION	274 JUVENILES
FEES COLLECTED	\$1,235.00

OFFICE REPORT
HOWARD COUNTY JUVENILE SERVICES
AUGUST 2004

JUVENILE REFERRALS	10 JUVENILES
TOTAL JUVENILE ENROLLEES	34 JUVENILES
FEES COLLECTED FOR MONTH	\$400.00
TOTAL FEES COLLECTED FISCAL YEAR	\$ 600.00

OFFICE REPORT
COUNTY COURT
AUGUST 2004

FINES (CO.)	\$ 65,100.33
OVERLOAD FINES	125.00
REIMBURSE SHERIFF FEES	1,329.01
WORK RELEASE FEES	1,014.00
REIMBURSE FAX COPIES	6.00
FINES (CITY)	9,062.94
REIMBURSE WITNESS FEES	250.00
BOND FORFEITURES	592.00
REIMBURSE CO. FEES	
TOTAL	\$ 77,479.28

OFFICE REPORT
CLERK OF THE DISTRICT COURT
AUGUST 2004

COURT COSTS	\$3,751.73
10% BOND	450.00
FINES	708.19
PHOTO COPIES	289.25
INTEREST	270.04

COUNTY ATTORNEY 2b –DISCUSS AND TAKE ACTION ON RESOLUTION DESIGNATING HERITAGE DISPOSAL INC. AS TRANSFEREE – County Attorney Jerry Janulewicz stated that he received the assignment from NPPD of Tract #47 South of Old Potash Road at the Cornhusker Army Ammunition Plant and the chair was authorized to sign this two weeks ago. He has prepared a resolution regarding this transfer and added paragraph two stating that the county board can rescind or cancel this transaction if the sale of the property is not completed in two years.

Eriksen made a motion and Humiston seconded to approve Resolution #04-0053 designating Heritage Disposal and Storage as transferee of property located at the cornhusker Army Ammunition Plant.

Jeffries questioned if part of Tract #47 goes north of Old Potash Highway and according to the map it appears that it does.

Hartman stated that Mr. Ferman stated that he would buy the property and sell it to Heritage and questioned why this was not done.

Mr. Vess had made a presentation to the Hall County Board and at that time stated that the reason that the property was not purchased was because it could not be completed in a short amount of time. The contracts for Heritage Disposal were forth coming and it was necessary to have the property transferred to Heritage so they could proceed with the development of the property and stay on their proposed time line to open the business. By designating the property to Heritage it could be done quickly.

Mark Vess, 3119 Brentwood Blvd was present and stated that the transfer was discussed with NPPD and the Army and load line 4 has not been cleaned up and the other 3 lines are in different stages of clean up. Once the clean up is completed the land can be disposed of. He explained that Heritage has a performance timetable that needed to be followed and in order to do this it was necessary for the designation to take place in order to proceed.

The vote on the motion to approve Resolution #04-0053 was taken. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Rye all voted yes and Hartman voted no. Motion carried.

2a DISCUSS AND APPROVE OFFER TO CONFESS JUDGEMENT – RIVERSIDE LODGE VS. HALL COUNTY BOARD OF EQUALIZATION – County Attorney Jerry Janulewicz stated that this was an appeal to the Tax Equalization and Review Commission and the total value of the property was set at \$10,365,874.00. Great Plains appraisal did a fee appraisal on the property and set a value of \$9,000,000.00 as of the assessment date.

Eriksen made motion and Jeffries seconded to confess judgment in the amount of \$9,000,000.00. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Rye all voted yes and Hartman voted no. Motion carried.

EXECUTIVE SESSION LITIGATION STRATEGY FIRSTIER BANK VS. LANE – EXECUTIVE SESSION DISCUSS TOR CLAIM OF ROBERT POLAND –

Arnold made a motion and Jeffries seconded to go into executive session for First Tier Bank vs., Lane and for the tort claim of Robert Poland. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

9:20 a.m. Executive session

10:50 a.m. Arnold made a motion and Jeffries seconded to go out of executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

Arnold made a motion and Eriksen seconded to deny the tort claim of Robert Poland. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Rye all voted yes and none and none voted no. Hartman abstained from the vote. Motion carried.

9:45 A.M. PUBLIC HEARING HALL COUNTY BUDGET – Arnold made a motion and Humiston seconded to open the public hearing for the Hall County Budget. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

Chairman Lancaster call for public participation concerning the Hall County Budget and the 1% additional allowable increase. No one responded.

9:50 a.m. Rye made a motion and Jeffries seconded to close the public hearing. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

9:50 A.M. PUBLIC HEARING FOR THE FINAL TAX REQUEST FOR COUNTY BUDGET RATES – Arnold made a motion and Rye seconded to open the public hearing. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

Chairman Lancaster called for public participation concerning the final tax request and no one responded.

9:52 a.m. Jeffries made a motion and Humiston seconded to close the public hearing. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

6 CONSIDER RESOLUTION REDUCING THE NUMBER OF BOARD MEMBERS FOR THE HALL COUNTY HOSPITAL AUTHORITY #1 – County Attorney Jerry Janulewicz provided the board members with information regarding the hospital authority. The state statutes determine how this is to be handled. This resolution reduces the board from eleven members to five. Jeffries made a motion and Arnold seconded to Approve Resolution #04-0054 to reduce the number of board members from eleven to five.

Lancaster stated that the committee was to meet regarding this issue but it was not necessary because of the information provided from the County Attorney. It was questioned if a county supervisor could serve on the board but that would be a conflict of interest. She encouraged two more people to step forward and serve on the board. It is necessary to complete a petition with 25 signatures for the appointment to the hospital authority board and hold a public hearing.

The vote on the motion to approve the resolution was taken. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

10:00 A.M.BID OPENING RE-SHINGLE PROJECT FOR MID PLAINS CHILDREN'S VILLAGE BUILDING – The following bids were received and read:

BIDDER	TOTAL BID	SQ FT SHEETING
Leamon Construction	\$34,975.00	\$1.33
Mid Nebraska Exteriors	\$29,535.00	\$1.90
Nelson Contracting	\$22,982.00	\$1.87

Jeffries made a motion and Arnold seconded to refer the bids to the building and grounds committee and they will come back with a recommendation. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

PUBLIC PARTICIPATION – Chairman Lancaster called for public participation and no one responded.

CLASSIFICATION COMMITTEE RECOMMENDATION – County Attorney Jerry Janulewicz is chair of the classification committee and there have been several meetings to place a number of county positions on the on ranges and steps. The committee addressed the drug court coordinator and the drug court supervisors. The coordinator is a department head and not on a pay classification and the pay for the position is to be set by the drug court board and the county board. The committee considered the duties and recommended that the position would receive a 2% increase. They did not compare her pay to other department head but looked at other drug court coordinators. The interlocal agreement that established the drug court made the positions Hall County positions. If the grants go away the county assumes the costs.

Arnold stated that he understands trying to maintain the consistency but she is under the drug court board and this does not impact the county tax dollars. But this is a unique department when the program was developed and now it has grown. He agrees with the recommendation from the drug court board.

Jeffries stated that the drug court coordinator position was discussed in length and the committee agreed to recommend the 2% increase.

Eriksen stated that there are two issues the director is an employee of the county and the county board determines compensation and it was referred to the committee and he accepts the committee's recommendation. Discussion was held if this should be returned to the classification committee for additional information.

Lancaster stated that if the grants go away the county assumes the costs and it is important to look at the long-term effects on the county budget. It is important to maintain consistency with the compensation. She does not feel there is any additional information.

County Attorney Jerry Janulewicz stated that the classification committee looks at consistency within the county from one position to the next and to address like pay for like work

Arnold expressed concern that there is a drug court board and they made a recommendation and now the county board is not accepting that/

Arnold made a motion to accept the drug court board's recommendation for the drug court coordinator's salary. No second, motion failed.

Eriksen made a motion to accept the classification committee's recommendation for a 2% increase for the coordinator's salary. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

DISCUSSION ON THE DISTRICT COURT BAILIFFS - The Classification committee recommended classifying the bailiffs as bailiffs/administrative assistants and placing them on Range 13 and a step closest to their current salary.

Chairman Lancaster met with the District Judges and the board received a letter from them. They expressed concern that the bailiffs should not be a classified position and over the past years have been trying to increase their salaries. If they are to be placed on a range they suggested using Range 21 steps 10 and 5.

Jeffries stated that this was discussed in length but they did not have information on other bailiff positions; He suggested obtaining additional information and returning it to the committee. Jeffries made a motion and Eriksen seconded to send this back to the committee for further information. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

Discussion was held on how this would affect the final budget but Brad Fegley stated that the budget can be adopted and the retroactive pay can be paid later. The numbers in the budget are very close and the budget was not changed. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

Arnold made a motion And Eriksen seconded to set the salary at the minimum amount and the classification committee will review and make another recommendation. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

DISCUSS AND APPROVE 1% ADDITIONAL ALLOWABLE INCREASE – Eriksen made a motion and Rye seconded to approve the 1% additional allowable increase for the Hall County Budget. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

APPROVE RESOLUTION OF ADOPTION AND APPROPRIATIONS FOR HALL COUNTY BUDGET – Eriksen made a motion and Humiston seconded to approve Resolution #04-055 adopting the appropriations for the Hall County Budget. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

APPROVE RESOLUTION SETTING PROPERTY TAX REQUEST FOR HALL COUNTY
The total property tax request will be set at the following:

\$9,981,526.31	General Fund
\$ 121,031.70	Dependent Fund
\$ 5,294.47	Institutions Fund
\$ 851,760.00	Museum Fund
\$10,961,023.78	Total Request

Jeffries made a motion and Eriksen seconded to approve Resolution #04-0056 setting the property tax request for Hall County. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

Lancaster thanked Brad Fegley and Stacey Ruzicka for the work on the budget.

10 DISCUSS AND APPROVE EARLY CLAIM FOR GFI USA INC. COMPUTER COMMITTEE – Humiston stated that this software can assist with the day-to-day security and maintenance of the county computer network and it is important to get this software in place as soon as possible. The committee recommends purchasing this software. Rye made a motion and Eriksen seconded to approve the purchase of the software from GFI USA Inc. and approve the early claim, in the amount of \$1,428.50. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

16 COMMENCE AUDIT OF BI WEEKLY PAY CLAIMS AND ACTION ON CLAIM AUDIT Eriksen made a motion and Humiston seconded to approve the bi weekly pay claims. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

Chairman Lancaster called for a five-minute break to allow the building and grounds committee to meet and review the bids for the re-shingle project.

Returned to regular session.

Jeffries made a motion and Hartman seconded to accept the bid from Nelson Construction for the re-shingle project for Mid Plains and authorize the chair to sign the contract. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

BOARD MEMBER'S REPORTS – Chairman Lancaster called for the board members reports and no one had a report.

NEW OR UNFINISHED BUSINESS – Chairman Lancaster called for new or unfinished business and no one responded.

Meeting adjourned at 11:30 a.m. The next meeting will be September 24, 2004.

Marla J. Conley Hall County Clerk